SOUTHERN DISTRICT OF NEW YORK	V	
JOHN EMIL URBANCIK,	: : :	
Plaintiff,	:	19-CV-11735 (JMF) (JLC)
-V-	:	<u>ORDER</u>
ANDREW SAUL, Commissioner of Social Security,	:	
Defendant.	:	
	: X	

JESSE M. FURMAN, United States District Judge:

By separate Order today, the Court is referring this case to the assigned Magistrate Judge for a report and recommendation on any motion for judgment on the pleadings. In accordance with this District's Standing Order governing challenges to denials of social security benefits (*see In re: Mots. J. Pleadings Social Sec. Cases*, 16-MC-0171), the following briefing schedule applies:

- Within 90 days of service, the Commissioner must serve and file the Electronic Certified Administrative Record (e-CAR), which will constitute the Commissioner's answer, or otherwise move against the complaint.
- If Plaintiff wishes to file a motion for judgment on the pleadings, Plaintiff must do so within 60 days of the date on which the e-CAR was filed. The motion must contain a full recitation of the relevant facts and a full description of the underlying administrative proceeding.
- The Commissioner must file an answering brief within 60 days of the filing of Plaintiff's motion.
- Plaintiff may file a reply within 21 days thereafter.

In addition, to conserve resources, to promote judicial efficiency, and in an effort to achieve a faster disposition of this matter, it is hereby ORDERED that the parties must discuss whether they are willing to consent, under 28 U.S.C. § 636(c), to conducting all further

proceedings before the assigned Magistrate Judge.

If both parties consent to proceed before the Magistrate Judge, counsel for Defendant

must, within two weeks of the date on which Defendant enters an appearance, either mail or

email to Furman\_NYSDChambers@nysd.uscourts.gov a fully executed Notice, Consent, and

Reference of a Civil Action to a Magistrate Judge form, a copy of which is attached to this Order

(and also available at http://nysd.uscourts.gov/file/forms/consent-to-proceed-before-us-

magistrate-judge). If the Court approves that form, all further proceedings will then be

conducted before the assigned Magistrate Judge rather than before the undersigned.

If either party does not consent to conducting all further proceedings before the assigned

Magistrate Judge, the parties must file a joint letter, within two weeks of the date on which

Defendant enters an appearance advising the Court that the parties do not consent, but

without disclosing the identity of the party or parties who do not consent. There will be no

adverse consequences if the parties do not consent to proceed before the Magistrate Judge.

SO ORDERED.

Dated: December 30, 2019

New York, New York

JESSE M. FURMAN

United States District Judge

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## UNITED STATES DISTRICT COURT

for the

Sour	thern District of New York	
Plaintiff V. Defendant	) ) Civil Action No. ) )	
NOTICE, CONSENT, AND REFERE	ENCE OF A CIVIL ACTION TO A MAGIST	RATE JUDGE
Notice of a magistrate judge's availability proceedings in this civil action (including a jury or then be appealed directly to the United States cour exercise this authority only if all parties voluntar	t of appeals like any other judgment of this court.	gment. The judgment may
You may consent to have your case referre substantive consequences. The name of any party be involved with your case.	ed to a magistrate judge, or you may withhold you withholding consent will not be revealed to any	
Consent to a magistrate judge's authority conduct all proceedings in this case including trial	y. The following parties consent to have a Unite al, the entry of final judgment, and all post-trial	
Parties' printed names	Signatures of parties or attorneys	Dates
	Reference Order	
<b>IT IS ORDERED:</b> This case is referred order the entry of a final judgment in accordance	I to a United States magistrate judge to conduct with 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73.	
Date:	District Judge's signo	uture
	Printed name and to	itle

Note: Return this form to the clerk of court only if you are consenting to the exercise of jurisdiction by a United States magistrate judge. Do not return this form to a judge.

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